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3 **IN THE UNITED STATES BANKRUPTCY COURT**
4 **FOR THE WESTERN DISTRICT OF WASHINGTON AT SEATTLE**

5 In Re:

6 CHERYL A CERNEY,

7 Debtor.

8 IN CHAPTER 13 PROCEEDING
9 NO. 10-18072

10 EX PARTE APPLICATION FOR ORDER
11 DISMISSING CASE FOR FAILURE TO
12 TIMELY FILE SCHEDULES, STATEMENTS,
13 PLAN AND/OR LISTS

14 The Chapter 13 Trustee, as delegated by the U.S. Trustee, pursuant to Local Bankruptcy Rule 1017-2(b),
15 applies *ex parte* for an Order dismissing this case.

16 The Court file reflects that the debtor received prior notice that the U.S. Trustee may file an *ex parte* motion
17 to dismiss this case if they fail to timely file schedules, statements, plan and/or lists. The applicable deadline or
18 extension date has passed, and the required Schedules, Statements, Plan and/or Lists. Under the circumstances,
19 dismissal of this case is warranted.

20 Based on the foregoing, the Trustee requests entry of an Order dismissing this case.

21 **DATED** this 19th day of August, 2010.

22 /s/ K. Michael Fitzgerald

K. Michael Fitzgerald, WSBA #8115

Chapter 13 Trustee

EX PARTE APPLICATION FOR
ORDER DISMISSING CASE

Chapter 13 Bankruptcy Trustee
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